



STATE OF HAWAII
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
830 PUNCHBOWL STREET
HONOLULU, HAWAII 96813

April 26, 2005

MEMORANDUM NO. WSD-1

TO: All State and County Governmental Contracting Agencies

FROM: Nelson B. Befitel, Director *Nelson B. Befitel*
Department of Labor and Industrial Relations

SUBJECT: Surveyors Employed on Public Works Projects

The Department of Labor and Industrial Relations would like to remind all contracting agencies that the payment of prevailing wages under the Wages and Hours of Employees on Public Works Law, Chapter 104, Hawaii Revised Statutes (HRS), applies to certain surveyor work that is performed as part of the construction process.

It has come to our attention that some clarification is required on whether or not workers who perform surveying work are subject to prevailing wages under Chapter 104, HRS. This law applies to any laborer or mechanic who performs work on a covered project. Individuals employed as part of a survey crew are laborers and mechanics.

While it is true that surveying work performed prior to the execution of a public works construction contract is excluded from Chapter 104, HRS, all subsequent surveying work that is performed as part of the construction contract must be paid the prevailing wages.

All laborers and mechanics covered under Chapter 104, HRS, must be reported on certified payrolls and paid the applicable prevailing wage. Rod workers, chain workers, instrument workers, and chief of party may be appropriate classifications that must be reported on certified payrolls. We trust that you will review your current and future projects with this guideline in mind.

As partners in the enforcement of Chapter 104, HRS, please call Mr. Russell Horikawa, Intake and Certification Branch Chief of our Wage Standards Division, at 586-8793, if you have any questions.